

REMARKS

This Amendment is responsive to the Final Office Action dated December 7, 2005. Applicants have amended claims 35, 36, 41, 42, 47, 52 and canceled claims 1, 3, 7-20, 22-34, 51 and 53-59. Claims 2, 4-6 and 21 were previously canceled. Claims 35-50 and 52 are now pending.

In the Final Office Action, the Examiner rejected claims 1, 8, 9, 11 and 13 under 35 U.S.C. 102(b) as being anticipated by Freeman (U.S. Patent No. 5,462,157); rejected claims 3, 7, 10, 12 and 14 under 35 U.S.C. 103(a) as being unpatentable over Freeman; rejected claims 15 and 16 under 35 U.S.C. 103(a) as being unpatentable over Freeman in view of Janae et al. (U.S. Patent No. 6,675,051 B2); rejected claims 17-20, 22, 28-31, 34, 53, 55 and 56 under 35 U.S.C. 103(a) as being unpatentable over Freeman in view of Bost et al. (U.S. Patent No. 5,908,245 A); rejected claims 26-28, 33, 35-38, 40-43, 45, 46, 53 and 56-59 under 35 U.S.C. 103(a) as being unpatentable over Walters et al. (U.S. Patent No. 6,048,640) in view of Bost et al. and Bishay et al. (U.S. Patent No. 5,951,598); rejected claims 23, 24, 25, 32, 35, 39, 41, 43, 44, 53 and 54 under 35 U.S.C. 103(a) as being unpatentable over Walters et al. in view of Bost et al., Bishay et al. and Nova et al. (U.S. Patent No. 6,334,070 B1); and rejected claims 47-52 under 35 U.S.C. 103(a) as being unpatentable over Walters et al. in view of Bishay et al.

In response to the final Office Action, Applicants' representative (Kelly Patrick Fitzgerald) conducted Examiner Interviews with Examiner George Manuel. Applicants graciously thank the Examiner for taking the time to conduct these interviews. An Interview Summary is being submitted in parallel with this response.

During the Examiner Interviews, Applicants' representative and Examiner Manuel discussed claims 35-52 and the references applied against those claims. As a result of these discussions, Applicants' representative and the Examiner reached an agreement that the subject matter of claims, as set forth herein, are allowable. For example, the Examiner agreed that the applied prior art fails to disclose or suggest a human figure oriented on a defibrillation electrode such that a medial axis of the human figure is positioned at an angle relative to a medial axis of the defibrillation electrode, wherein the angle is non-zero such that when the defibrillation electrode is applied to a patient with the head of the patient and the head of the human figure in the same direction, the medial axis of the human figure will be parallel to a corresponding medial

axis of the patient, wherein the angle defines proper placement of the defibrillation electrode on the patient for defibrillation therapy.

The Interview Summary, which is being filed in parallel with this response includes two different claim proposals that were discussed during the Examiner Interview. The claims set forth herein are very similar to those of the second proposal, but have been modified slightly for clarity purposes. The modification of the claims herein relative to the second proposal should not affect the agreement that was reached between the Examiner and Applicants' representative.

In view of the claim amendments set forth herein, and the agreement reached between Applicants' representative and the Examiner, Applicant respectfully requests prompt allowance of all pending claims.

With regard to the canceled claims, Applicants do not acquiesce to the Examiner's rejections and reserve the right to pursue these claims in a continuation application. The claim cancellations set forth herein have been made solely for the purpose of advancing claims 35-50 and 52 to immediate issuance.

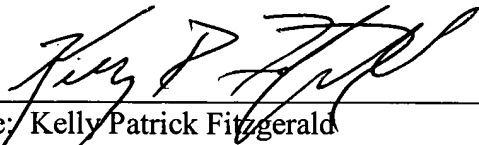
Please charge any additional fees or credit any overpayment to deposit account number 50-1778. The Examiner is invited to telephone the below-signed attorney to discuss this application.

Date:

Jan. 13, 2006

SHUMAKER & SIEFFERT, P.A.
8425 Seasons Parkway, Suite 105
St. Paul, Minnesota 55125
Telephone: 651.735.1100
Facsimile: 651.735.1102

By:


Name: Kelly Patrick Fitzgerald
Reg. No.: 46,326



TRANSMISSION VERIFICATION REPORT

TIME : 01/06/2006 15:37
NAME : SHUMAKER & SIEFFERT
FAX : 6517351102
TEL : 6517351100
SER.# : BROK4J139570

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

01/06 15:34
15712734952
00:02:42
13
OK
STANDARD
ECM

SHUMAKER & SIEFFERT, P.A.
8425 SEASONS PARKWAY, SUITE 105
ST. PAUL, MINNESOTA 55125
TEL 651.735-1100
FAX 651.735-1102
WWW.SSIPLAW.COM

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner George Manuel	Kelly Fitzgerald (Reg. # 46,326)
COMPANY:	DATE:
USPTO	JANUARY 6, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-4952	13
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	10/008,243
RE:	YOUR REFERENCE NUMBER:
Proposed claim amendment	10/008,243

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY

NOTES/COMMENTS:

Attached is the proposal that we have been discussing. The proposed amendment should not be entered unless it will result in allowance of the case.

Please call me at (651) 286-8343 to discuss this matter. Upon reaching an agreement, we may authorize entry of this proposal as an Examiner's Amendment, or file a



SHUMAKER & SIEFFERT, P.A.
8425 SEASONS PARKWAY, SUITE 105
ST. PAUL, MINNESOTA 55125
TEL 651.735-1100
FAX 651.735-1102
WWW.SSIPLAW.COM

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner George Manuel	Kelly Fitzgerald (Reg. # 46,326)
COMPANY:	DATE:
USPTO	JANUARY 6, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-4952	13
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	10/008,243
RE:	YOUR REFERENCE NUMBER:
Proposed claim amendment	10/008,243

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY

NOTES/COMMENTS:

Attached is the proposal that we have been discussing. The proposed amendment should not be entered unless it will result in allowance of the case.

Please call me at (651) 286-8343 to discuss this matter. Upon reaching an agreement, we may authorize entry of this proposal as an Examiner's Amendment, or file a formal response.

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kelly J. Locke; Kevin K. Covey, Shawn R. Bertagnole Confirmation No. 8259

Serial No.: 10/008,243

Filed: November 7, 2001 Customer No.: 28863

Examiner: George C. Manuel

Group Art Unit: 3762

Docket No.: 1023-015US01

Title: EASY-TO-USE ELECTRODE AND PACKAGE

PROPOSAL FOR DISCUSSION PURPOSES ONLY - DO NOT ENTER UNLESS
APPLICANTS AUTHORIZE AN EXAMINER'S AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The attached listing of claims is for discussion purposes only, and is being submitted to the Examiner as part of ongoing discussions between the Examiner and Applicant's representative Kelly Patrick Fitzgerald (Reg. No. 46,326). This proposal may be entered by the Examiner as an Examiner's Amendment only if doing so results in immediate allowance of the Application.

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

PROPOSED AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application.

Listing of Claims:

~~Claim 1 (Previously Presented): A device comprising:~~

- ~~—— an external defibrillator;~~
- ~~—— a hermetically sealed pouch containing an electrode, wherein the electrode is an external defibrillation electrode for placement on a patient's skin;~~
- ~~an anchor that fastens the pouch to the external defibrillator; and~~
- ~~a handle that, when pulled, causes the handle to move away from the anchor and tear the pouch to provide access to the electrode contained within the pouch.~~

~~Claim 2 (Canceled).~~

~~Claim 3 (Previously Presented): The device of claim 1, wherein the external defibrillator is a defibrillator monitor.~~

~~Claims 4-6 (Canceled).~~

~~Claim 7 (Previously Presented): The device of claim 1, wherein the anchor is substantially cylindrical.~~

~~Claim 8 (Previously Presented): The device of claim 1, wherein the anchor fastens the pouch to the external defibrillator non-permanently.~~

~~Claim 9 (Previously Presented): The device of claim 1, the external defibrillator comprising a mating member that receives the anchor.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~Claim 10 (Previously Presented): The device of claim 1, the pouch further comprising:~~
~~—— a notch proximate to the anchor, the anchor on one side of the notch; and~~
~~—— wherein the handle is disposed on another side of the notch such that, when pulled, the handle moves away from the anchor and causes the pouch to tear at the notch.~~

~~Claim 11 (Previously Presented): The device of claim 1, further comprising:~~
~~—— a lead wire coupled to the electrode; and~~
~~—— a connector coupled to the lead wire.~~

~~Claim 12 (Previously Presented): The device of claim 11, the external defibrillator including a receptacle that receives the connector.~~

~~Claim 13 (Previously Presented): The device of claim 11, further comprising:~~
~~—— a right electrode; and~~
~~—— a left electrode.~~

~~Claim 14 (Previously Presented): The device of claim 1, the external defibrillator including a lip that engages the pouch.~~

~~Claim 15 (Original): The device of claim 1, the pouch comprising an instructive picture that illustrates opening the pouch.~~

~~Claim 16 (Original): The device of claim 1, the pouch comprising an instructive picture that illustrates placement of the electrode on a patient.~~

~~Claim 17 (Previously Presented): A device comprising a pouch containing a defibrillation electrode, the pouch comprising a ring-shaped handle that when pulled causes the pouch to tear open.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~Claim 18 (Previously Presented): The device of claim 17, the pouch further comprising a notch proximate to the handle, the pouch tearing at the notch when the handle is pulled.~~

~~Claim 19 (Original): The device of claim 18, wherein the handle is on one side of the notch, the pouch further comprising an anchor on another side of the notch.~~

~~Claim 20 (Previously Presented): The device of claim 18, further comprising a tear strip proximate to the notch, wherein causing the pouch to tear open comprises causing the pouch to tear along the tear strip.~~

~~Claim 21 (Canceled).~~

~~Claim 22 (Original): The device of claim 17, wherein the handle is oriented to facilitate pulling in a defined direction.~~

~~Claim 23 (Original): The device of claim 17, the pouch further comprising an instructive picture that illustrates opening the pouch.~~

~~Claim 24 (Original): The device of claim 23, wherein the instructive picture includes a symbol representing the handle and wherein the symbol and the handle are of the same color.~~

~~Claim 25 (Original): The device of claim 17, wherein the handle includes directional arrows.~~

~~Claim 26 (Original): The device of claim 17, the pouch comprising an instructive picture that illustrates placement of the defibrillation electrode on a patient.~~

~~Claim 27 (Original): The device of claim 17, the pouch containing a second defibrillation electrode, the pouch comprising an instructive picture that illustrates placement of the defibrillation electrodes on a patient.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~Claim 28 (Previously Presented): A method comprising:~~

~~—— sealing a defibrillation electrode in a pouch; and~~

~~—— constructing a ring-shaped handle on the pouch that when pulled causes the pouch to tear open.~~

~~Claim 29 (Previously Presented): The method of claim 28, further comprising forming a notch in the pouch proximate to the handle, the pouch tearing at the notch when the handle is pulled.~~

~~Claim 30 (Original): The method of claim 29, wherein constructing a handle on the pouch comprises constructing a handle on one side of the notch, the method further comprising constructing an anchor on the pouch on another side of the notch.~~

~~Claim 31 (Original): The method of claim 28, wherein constructing a handle on the pouch comprises attaching the handle to the pouch.~~

~~Claim 32 (Original): The method of claim 28, further comprising printing an instructive picture on the pouch illustrating opening the pouch with the handle.~~

~~Claim 33 (Original): The method of claim 28, further comprising printing an instructive picture on the pouch illustrating placement of the electrode on a human figure.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~Claim 34 (Original): The method of claim 28, further comprising:~~
~~—— coupling a lead wire to the defibrillation electrode; and~~
~~—— passing the lead wire through a sealed entry point in the pouch.~~

Claim 35 (Currently amended): A device comprising:

a defibrillation electrode defining a first medial axis from a top of the electrode to a bottom of the electrode;

a human figure printed on the defibrillation electrode, the human figure defining a second medial axis from a top of the human figure to a bottom of the human figure; and

an electrode symbol printed on the human figure,

wherein the human figure is oriented on the defibrillation electrode such that the second medial axis of the human figure is positioned at an angle relative to the first medial axis of the defibrillation electrode, wherein the angle is non-zero such that when the defibrillation electrode is applied to a patient with the head of the patient and the head of the human figure in the same direction, the first medial axis of the defibrillation electrode will be oriented on the patient at the angle relative to a third medial axis defined by the patient, wherein the angle defines proper placement of the defibrillation electrode on the patient for defibrillation therapy.

Claim 36 (Currently amended): The device of claim 35, wherein the second medial axis of the human figure is oriented relative to the first medial axis on the defibrillation electrode at the angle so that when the defibrillation electrode is applied to a left side of the chest of the patient with the head of the patient and the head of the human figure in the same direction, the defibrillation electrode will be oriented at the angle relative to the third medial axis defined by the patient.

Claim 37 (Original): The device of claim 35, wherein the defibrillation electrode is a left defibrillation electrode, the device further comprising:

a right defibrillation electrode; and

a liner affixed to the left defibrillation electrode and the right defibrillation electrode.

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 38 (Original): The device of claim 37, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 39 (Original): The device of claim 35, further comprising:
a liner affixed to the defibrillation electrode; and
an icon printed on the defibrillation electrode that illustrates peeling the defibrillation electrode from the liner.

Claim 40 (Original): The device of claim 35, wherein the defibrillation electrode is a left defibrillation electrode, the device further comprising:
a right defibrillation electrode;
a second human figure printed on the right defibrillation electrode; and
a right electrode symbol printed on the second human figure.

Claim 41 (Currently amended): A method comprising:
printing a human figure on a defibrillation electrode, wherein the defibrillation electrode defines a first medial axis from a top of the electrode to a bottom of the electrode and wherein the human figure defines a second medial axis from a top of the human figure to a bottom of the human figure; and
printing an electrode symbol on the human figure on the defibrillation electrode,
wherein the human figure is oriented on the defibrillation electrode such that the second medial axis of the human figure is positioned at an angle relative to the first medial axis of the defibrillation electrode, wherein the angle is non-zero such that when the defibrillation electrode is applied to a patient with the head of the patient and the head of the human figure in the same direction, the first medial axis of the defibrillation electrode will be oriented on the patient at the angle relative to a third medial axis defined by the patient, wherein the angle defines proper placement of the defibrillation electrode on the patient for defibrillation therapy.

Claim 42 (Currently amended): The method of claim 41, wherein the second medial axis of the human figure is oriented relative to the first medial axis on the defibrillation electrode at the

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

angle so that when the defibrillation electrode is applied to a left side of the chest of the patient with the head of the patient and the head of the human figure in the same direction, the defibrillation electrode will be oriented at the angle relative to the third medial axis defined by the patient.

Claim 43 (Original): The method of claim 41, wherein the defibrillation electrode is a left defibrillation electrode, the method further comprising:
affixing the left defibrillation electrode and a right defibrillation electrode to a liner.

Claim 44 (Original): The method of claim 43, further comprising printing an icon on the left defibrillation electrode that illustrates peeling the left defibrillation electrode from the liner.

Claim 45 (Original): The method of claim 43, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 46 (Original): The method of claim 41, wherein the defibrillation electrode is a left defibrillation electrode, the method further comprising:
printing the human figure on a right defibrillation electrode; and
printing a right electrode symbol on the human figure on the right defibrillation electrode.

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 47 (Currently amended): A device comprising:

a right defibrillation electrode including a first instructive picture; and
a left defibrillation electrode including a second instructive picture,
wherein the first instructive picture includes a right electrode symbol on a first human figure, the first human figure being oriented in a first position on direction relative to the right defibrillation electrode, and

wherein the second instructive picture includes a left electrode symbol on a second human figure, the second human figure being oriented in a second position on direction relative to the left defibrillation electrode, and wherein the first position of the first human figure on the right defibrillation electrode direction is different relative to the second position of the second human figure on the left defibrillation electrode. than the second direction.

Claim 48 (Original): The device of claim 47, further comprising a liner affixed to the right defibrillation electrode and the left defibrillation electrode.

Claim 49 (Original): The device of claim 48, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 50 (Original): The device of claim 47, wherein at least a portion of the right electrode includes a first color, at least a portion of the left electrode includes a second color, the right electrode symbol includes the first color and not the second color and the left electrode symbol includes the second color and not the first color.

~~Claim 51 (Original): The device of claim 47, wherein the left electrode symbol is oriented in the first direction.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 52 (Currently amended): The device of claim 47, wherein the second human figure is oriented on the left defibrillation electrode ~~at an angle so~~ such that when the left defibrillation electrode is applied to a patient with the head of the patient and the head of the second human figure in the same direction, a medial axis of the left defibrillation electrode will be oriented at the angle relative to a medial axis of the patient, wherein the angle defines proper placement of the left defibrillation electrode on a left side of the patient for defibrillation therapy.

~~Claim 53 (Previously Presented): A method comprising:~~

- ~~—— obtaining a pouch containing a defibrillation electrode hermetically sealed within the pouch; and~~
- ~~—— tearing open the pouch by pulling a ring-shaped handle.~~

~~Claim 54 (Original): The method of claim 53, further comprising pulling the handle as shown in an instructive picture.~~

~~Claim 55 (Original): The method of claim 53, further comprising removing a liner from the defibrillation electrode.~~

~~Claim 56 (Original): The method of claim 53, further comprising placing the defibrillation electrode on the chest of a patient.~~

~~Claim 57 (Original): The method of claim 56, further comprising placing the defibrillation electrode on the chest of the patient as shown in an instructive picture.~~

~~Claim 58 (Original): The method of claim 56, further comprising placing the defibrillation electrode on the left side of the chest of the patient at an angle as shown in an instructive picture.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~Claim 59 (Original): The method of claim 56, further comprising placing the defibrillation electrode on the chest of the patient and orienting the head of a human figure on the defibrillation electrode in the same direction as the head of the patient.~~

Application Number 10/008,243
DRAFT PROPOSAL OF CLAIM AMENDMENTS

REMARKS

This paper is part of an ongoing discussion with the Examiner in relation to the Final Office Action mailed December 7, 2005.

The listing of claims is attached above for discussion purposes only. The proposed listing of claims may be entered by the Examiner as an Examiner's Amendment only if doing so results in immediate allowance of the Application.

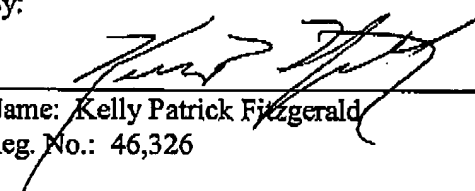
Applicants representative, Kelly Patrick Fitzgerald, will contact the Examiner to discuss the proposal set fourth herein.

Date:

Jan. 6, 2006

SHUMAKER & SIEFFERT, P.A.
8425 Seasons Parkway, Suite 105
St. Paul, Minnesota 55125
Telephone: 651.735.1100
Facsimile: 651.735.1102

By:



Name: Kelly Patrick Fitzgerald
Reg. No.: 46,326



TRANSMISSION VERIFICATION REPORT

TIME : 01/12/2006 14:25
 NAME : SHUMAKER & SIEFFERT
 FAX : 6517351102
 TEL : 6517351100
 SER.# : BROK4J139570

DATE, TIME
 FAX NO./NAME
 DURATION
 PAGE(S)
 RESULT
 MODE

01/12 14:22
 15712734952
 00:02:48
 12
 OK
 STANDARD
 ECM

SHUMAKER & SIEFFERT, P.A.
 8425 SEASONS PARKWAY, SUITE 105
 ST. PAUL, MINNESOTA 55125
 TEL 651.735-1100
 FAX 651.735-1102
 WWW.SSIPLAW.COM

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner George Manuel	Kelly Fitzgerald (Reg. # 46,326)
COMPANY:	DATE:
USPTO	JANUARY 6, 2006 JAN. 12, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-4952	12
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	10/008,243
RE:	YOUR REFERENCE NUMBER:
2 nd Proposed claim amendment	10/008,243

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY

NOTES/COMMENTS:

Attached is a second proposal that we have been discussing. This proposed amendment should not be entered, but is for discussion purposes.

Please call me at (651) 286-8343 to discuss this matter. Upon reaching an agreement, we may authorize entry of this proposal as an Examiner's Amendment, or file a



SHUMAKER & SIEFFERT, P.A.
8425 SEASONS PARKWAY, SUITE 105
ST. PAUL, MINNESOTA 55125
TEL 651.735-1100
FAX 651.735-1102
WWW.SSIPLAW.COM

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner George Manuel	Kelly Fitzgerald (Reg. # 46,326)
COMPANY:	DATE:
USPTO	JANUARY 6, 2006 JAN. 12, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-4952	# 12
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	10/008,243
RE:	YOUR REFERENCE NUMBER:
2 nd Proposed claim amendment	10/008,243

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY

NOTES/COMMENTS:

Attached is a second proposal that we have been discussing. This proposed amendment should not be entered, but is for discussion purposes.

Please call me at (651) 286-8343 to discuss this matter. Upon reaching an agreement, we may authorize entry of this proposal as an Examiner's Amendment, or file a formal response.

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kelly J. Locke; Kevin K. Covey; Shawn R. Bertagnole Confirmation No. 8259

Serial No.: 10/008,243

Filed: November 7, 2001 Customer No.: 28863

Examiner: George C. Manuel

Group Art Unit: 3762

Docket No.: 1023-015US01

Title: EASY-TO-USE ELECTRODE AND PACKAGE

**2ND PROPOSAL FOR DISCUSSION PURPOSES ONLY - DO NOT ENTER UNLESS
APPLICANTS AUTHORIZE AN EXAMINER'S AMENDMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The attached listing of claims is for discussion purposes only, and is being submitted to the Examiner as part of ongoing discussions between the Examiner and Applicant's representative Kelly Patrick Fitzgerald (Reg. No. 46,326). This proposal should not be entered unless and until an agreement is reached.

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

PROPOSED AMENDMENTS TO THE CLAIMS

This listing of claims is being submitted for discussion purposes.

Listing of Claims:

Claim 1 (Canceled): ~~A device comprising:~~

~~— an external defibrillator;~~

~~— a hermetically sealed pouch containing an electrode, wherein the electrode is an external defibrillation electrode for placement on a patient's skin;~~

~~an anchor that fastens the pouch to the external defibrillator; and~~

~~a handle that, when pulled, causes the handle to move away from the anchor and tear the pouch to provide access to the electrode contained within the pouch.~~

Claim 2 (Canceled).

Claim 3 (Canceled): ~~The device of claim 1, wherein the external defibrillator is a defibrillator monitor.~~

Claims 4-6 (Canceled).

Claim 7 (Canceled): ~~The device of claim 1, wherein the anchor is substantially cylindrical.~~

Claim 8 (Canceled): ~~The device of claim 1, wherein the anchor fastens the pouch to the external defibrillator non-permanently.~~

Claim 9 (Canceled): ~~The device of claim 1, the external defibrillator comprising a mating member that receives the anchor.~~

Claim 10 (Canceled): ~~The device of claim 1, the pouch further comprising:~~

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~—— a notch proximate to the anchor, the anchor on one side of the notch; and~~
~~—— wherein the handle is disposed on another side of the notch such that, when pulled, the handle moves away from the anchor and causes the pouch to tear at the notch.~~

Claim 11 (Canceled): ~~The device of claim 1, further comprising:~~

~~—— a lead wire coupled to the electrode; and~~
~~—— a connector coupled to the lead wire.~~

Claim 12 (Canceled): ~~The device of claim 11, the external defibrillator including a receptacle that receives the connector.~~

Claim 13 (Canceled): ~~The device of claim 11, further comprising:~~

~~—— a right electrode; and~~
~~—— a left electrode.~~

Claim 14 (Canceled): ~~The device of claim 1, the external defibrillator including a lip that engages the pouch.~~

Claim 15 (Canceled): ~~The device of claim 1, the pouch comprising an instructive picture that illustrates opening the pouch.~~

Claim 16 (Canceled): ~~The device of claim 1, the pouch comprising an instructive picture that illustrates placement of the electrode on a patient.~~

Claim 17 (Canceled): ~~A device comprising a pouch containing a defibrillation electrode, the pouch comprising a ring-shaped handle that when pulled causes the pouch to tear open.~~

Claim 18 (Canceled): ~~The device of claim 17, the pouch further comprising a notch proximate to the handle, the pouch tearing at the notch when the handle is pulled.~~

Application Number 10/008,243

2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 19 (Canceled): ~~The device of claim 18, wherein the handle is on one side of the notch, the pouch further comprising an anchor on another side of the notch.~~

Claim 20 (Canceled): ~~The device of claim 18, further comprising a tear strip proximate to the notch, wherein causing the pouch to tear open comprises causing the pouch to tear along the tear strip.~~

Claim 21 (Canceled).

Claim 22 (Canceled): ~~The device of claim 17, wherein the handle is oriented to facilitate pulling in a defined direction.~~

Claim 23 (Canceled): ~~The device of claim 17, the pouch further comprising an instructive picture that illustrates opening the pouch.~~

Claim 24 (Canceled): ~~The device of claim 23, wherein the instructive picture includes a symbol representing the handle and wherein the symbol and the handle are of the same color.~~

Claim 25 (Canceled): ~~The device of claim 17, wherein the handle includes directional arrows.~~

Claim 26 (Canceled): ~~The device of claim 17, the pouch comprising an instructive picture that illustrates placement of the defibrillation electrode on a patient.~~

Claim 27 (Canceled): ~~The device of claim 17, the pouch containing a second defibrillation electrode, the pouch comprising an instructive picture that illustrates placement of the defibrillation electrodes on a patient.~~

Claim 28 (Canceled): ~~A method comprising:~~
~~—sealing a defibrillation electrode in a pouch; and~~

Application Number 10/008,243

2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

~~—constructing a ring-shaped handle on the pouch that when pulled causes the pouch to tear open.~~

Claim 29 (Canceled): ~~The method of claim 28, further comprising forming a notch in the pouch proximate to the handle, the pouch tearing at the notch when the handle is pulled.~~

Claim 30 (Canceled): ~~The method of claim 29, wherein constructing a handle on the pouch comprises constructing a handle on one side of the notch, the method further comprising constructing an anchor on the pouch on another side of the notch.~~

Claim 31 (Canceled): ~~The method of claim 28, wherein constructing a handle on the pouch comprises attaching the handle to the pouch.~~

Claim 32 (Canceled): ~~The method of claim 28, further comprising printing an instructive picture on the pouch illustrating opening the pouch with the handle.~~

Claim 33 (Canceled): ~~The method of claim 28, further comprising printing an instructive picture on the pouch illustrating placement of the electrode on a human figure.~~

Application Number 10/008,243

2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 34 (Canceled): ~~The method of claim 28, further comprising:~~

~~— coupling a lead wire to the defibrillation electrode; and~~

~~— passing the lead wire through a sealed entry point in the pouch.~~

Claim 35 (Currently amended): A device comprising:

a defibrillation electrode defining a first medial axis planar to a surface of the defibrillation electrode;

a human figure printed on the surface of the defibrillation electrode, the human figure defining a second medial axis planar to the human figure on the surface of the defibrillation electrode; and

an electrode symbol printed on the human figure,

wherein the human figure is oriented on the defibrillation electrode such that the second medial axis of the human figure is positioned at an angle relative to the first medial axis of the defibrillation electrode, wherein the angle is non-zero such that when the defibrillation electrode is applied to a patient with the head of the patient and the head of the human figure in the same direction, the second medial axis will be parallel to a corresponding medial axis of the patient-
~~defibrillation electrode will be oriented on the patient at the angle,~~ wherein the angle defines proper placement of the defibrillation electrode on the patient for defibrillation therapy.

Claim 36 (Currently amended): The device of claim 35, wherein the second medial axis of the human figure is oriented relative to the first medial axis on the defibrillation electrode at the angle so that when the defibrillation electrode is applied to a left side of the chest of the patient with the head of the patient and the head of the human figure in the same direction, the second medial axis will be parallel to the corresponding medial axis of the patient and the defibrillation electrode will be properly placed on the left side of the chest of the patient for defilation therapy-
~~defibrillation electrode will be oriented at the angle.~~

Claim 37 (Original): The device of claim 35, wherein the defibrillation electrode is a left defibrillation electrode, the device further comprising:

a right defibrillation electrode; and

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

a liner affixed to the left defibrillation electrode and the right defibrillation electrode.

Claim 38 (Original): The device of claim 37, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 39 (Original): The device of claim 35, further comprising:

a liner affixed to the defibrillation electrode; and

an icon printed on the defibrillation electrode that illustrates peeling the defibrillation electrode from the liner.

Claim 40 (Original): The device of claim 35, wherein the defibrillation electrode is a left defibrillation electrode, the device further comprising:

a right defibrillation electrode;

a second human figure printed on the right defibrillation electrode; and

a right electrode symbol printed on the second human figure.

Claim 41 (Currently amended): A method comprising:

printing a human figure on a defibrillation electrode, wherein the defibrillation electrode defines a first medial axis planar to a surface of the defibrillation electrode and wherein the human figure defines a second medial axis planar to the human figure on the defibrillation electrode; and

printing the human figure to include an electrode symbol on the human figure on the defibrillation electrode,

wherein the human figure is oriented on the defibrillation electrode such that the second medial axis of the human figure is positioned at an angle relative to the first medial axis of the defibrillation electrode, wherein the angle is non-zero such that when the defibrillation electrode is applied to a patient with the head of the patient and the head of the human figure in the same direction, the second medial axis of the human figure will be parallel to a corresponding medial axis of the patient ~~the defibrillation electrode will be oriented on the patient at the angle, wherein~~

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

the angle defines proper placement of the defibrillation electrode on the patient for defibrillation therapy.

Claim 42 (Currently amended): The method of claim 41, wherein the second medial axis of the human figure is oriented relative to the first medial axis on the defibrillation electrode at the angle so that when the defibrillation electrode is applied to a left side of the chest of the patient with the head of the patient and the head of the human figure in the same direction, the second medial axis will be parallel to a corresponding medial axis of the patient and the defibrillation electrode will be properly placed on the left side of the chest of the patient for defilation therapy-
~~defibrillation electrode will be oriented at the angle.~~

Claim 43 (Original): The method of claim 41, wherein the defibrillation electrode is a left defibrillation electrode, the method further comprising:

affixing the left defibrillation electrode and a right defibrillation electrode to a liner.

Claim 44 (Original): The method of claim 43, further comprising printing an icon on the left defibrillation electrode that illustrates peeling the left defibrillation electrode from the liner.

Claim 45 (Original): The method of claim 43, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 46 (Original): The method of claim 41, wherein the defibrillation electrode is a left defibrillation electrode, the method further comprising:

printing the human figure on a right defibrillation electrode; and

printing a right electrode symbol on the human figure on the right defibrillation electrode.

Application Number 10/008,243

2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

Claim 47 (Currently amended): A device comprising:

a right defibrillation electrode comprising a planar medial axis and including a first instructive picture; and

a left defibrillation electrode comprising a planar medial axis and including a second instructive picture,

wherein the first instructive picture includes a right electrode symbol on a first human figure, the first human figure comprising a medial axis oriented parallel to the medial axis of the ~~in a first direction relative to the right defibrillation electrode, and~~

wherein the second instructive picture includes a left electrode symbol on a second human figure, the second human figure comprising a medial axis oriented non-parallel to the medial axis of the ~~in a second direction relative to the left defibrillation electrode. ; and wherein the first direction is different than the second direction.~~

Claim 48 (Original): The device of claim 47, further comprising a liner affixed to the right defibrillation electrode and the left defibrillation electrode.

Claim 49 (Original): The device of claim 48, wherein the color of the liner is distinct from the colors of the left and right defibrillation electrodes.

Claim 50 (Original): The device of claim 47, wherein at least a portion of the right electrode includes a first color, at least a portion of the left electrode includes a second color, the right electrode symbol includes the first color and not the second color and the left electrode symbol includes the second color and not the first color.

Claim 51 (Canceled): ~~The device of claim 47, wherein the left electrode symbol is oriented in the first direction.~~

Claim 52 (Currently amended): The device of claim 47, wherein the first and second human figures are is-oriented on the right and left defibrillation electrodes such that when the first and second defibrillation electrodes are properly placed on a patient for defibrillation therapy, the

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

medial axes of the defibrillation electrodes will be non-parallel with one another and medial axes of the first and second human figures will be parallel to a corresponding medial axis of the patient at an angle so that when the left defibrillation electrode is applied to a patient with the head of the patient and the head of the second human figure in the same direction, the left defibrillation electrode will be oriented at the angle, wherein the angle defines proper placement of the left defibrillation electrode on a left side of the patient for defibrillation therapy.

Claim 53 (Canceled):—A method comprising:

- obtaining a pouch containing a defibrillation electrode hermetically sealed within the pouch; and
- tearing open the pouch by pulling a ring-shaped handle.

Claim 54 (Canceled):—The method of claim 53, further comprising pulling the handle as shown in an instructive picture.

Claim 55 (Canceled):—The method of claim 53, further comprising removing a liner from the defibrillation electrode.

Claim 56 (Canceled):—The method of claim 53, further comprising placing the defibrillation electrode on the chest of a patient.

Claim 57 (Canceled):—The method of claim 56, further comprising placing the defibrillation electrode on the chest of the patient as shown in an instructive picture.

Claim 58 (Canceled):—The method of claim 56, further comprising placing the defibrillation electrode on the left side of the chest of the patient at an angle as shown in an instructive picture.

Claim 59 (Canceled): The method of claim 56, further comprising placing the defibrillation electrode on the chest of the patient and orienting the head of a human figure on the defibrillation electrode in the same direction as the head of the patient.

Application Number 10/008,243
2nd DRAFT PROPOSAL OF CLAIM AMENDMENTS

REMARKS

This paper is a second draft proposal, submitted as part of an ongoing discussion with the Examiner in relation to the Final Office Action mailed December 7, 2005.

The listing of claims is attached above for discussion purposes only, and should be consistent with the Examiner's suggestions. The proposed listing of claims will be filed in a formal response upon reaching an agreement.

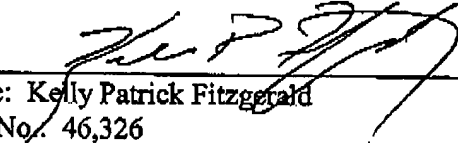
Applicants representative, Kelly Patrick Fitzgerald, will contact the Examiner to discuss the proposal set fourth herein.

Date:

Jan 12, 2006

SHUMAKER & SIEFFERT, P.A.
8425 Seasons Parkway, Suite 105
St. Paul, Minnesota 55125
Telephone: 651.735.1100
Facsimile: 651.735.1102

By:


Name: Kelly Patrick Fitzgerald
Reg. No. 46,326